WEST virginia legislature

2023 regular session

Introduced

House Bill 2936

By Delegates Butler, Foster, Dean, Crouse, Dillon, Lucas, Kirby, Jeffries, Kimble, Pinson, and Longanacre

[Introduced January 24, 2023; Referred to the Committee on Health and Human Resources then the Judiciary]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new article, designated §16-1D-1, relating to establishing privacy regarding medical treatments.

Be it enacted by the Legislature of West Virginia:

ARTICLE 1D. ESTABLISHING PRIVACY REGARDING MEDICAL TREATMENTS.

§16-1D-1. Prohibiting compulsory or mandatory medical treatment unless the manufacturer of the medical product is liable.

Notwithstanding any other law, a person may not be required to take, be administered, or otherwise receive or disclose whether the person has taken, been administered or otherwise received a medical product unless the manufacturer of the medical product is liable for any death or serious injury caused by the medical product.

For the purposes of this section, a "medical product" means any medical device, drug, or biologic.

NOTE: The purpose of this bill is to establish privacy regarding medical treatment and to prohibit mandatory medical treatments unless the manufacturer of the medical product is liable.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.